

IN THE COURT OF APPEALS OF THE STATE OF IDAHO

Docket No. 36393

STATE OF IDAHO,)	2009 Unpublished Opinion No. 742
)	
Plaintiff-Respondent,)	Filed: December 30, 2009
)	
v.)	Stephen W. Kenyon, Clerk
)	
HUGO BARRERA,)	THIS IS AN UNPUBLISHED
)	OPINION AND SHALL NOT
Defendant-Appellant.)	BE CITED AS AUTHORITY
)	

Appeal from the District Court of the Fourth Judicial District, State of Idaho, Ada County. Hon. Michael R. McLaughlin, District Judge.

Judgment of conviction and unified sentence of ten years, with a minimum period of confinement of two years, for domestic battery in the presence of a child, affirmed.

Molly J. Huskey, State Appellate Public Defender; Elizabeth A. Allred, Deputy Appellate Public Defender, Boise, for appellant.

Hon. Lawrence G. Wasden, Attorney General; Jessica M. Lorello, Deputy Attorney General, Boise, for respondent.

Before LANSING, Chief Judge, GRATTON, Judge
and MELANSON, Judge

PER CURIAM

Hugo Barrera was convicted of domestic battery in the presence of a child, Idaho Code §§ 18-918(3)(b,c), -903, -918(4). The district court imposed a unified sentence of ten years, with a minimum period of confinement of two years. Barrera appeals, contending that the sentence is excessive.

Sentencing is a matter for the trial court's discretion. Both our standard of review and the factors to be considered in evaluating the reasonableness of a sentence are well established and need not be repeated here. *See State v. Hernandez*, 121 Idaho 114, 117-18, 822 P.2d 1011, 1014-15 (Ct. App. 1991); *State v. Lopez*, 106 Idaho 447, 449-51, 680 P.2d 869, 871-73 (Ct. App.

1984); *State v. Toohill*, 103 Idaho 565, 568, 650 P.2d 707, 710 (Ct. App. 1982). When reviewing the length of a sentence, we consider the defendant's entire sentence. *State v. Oliver*, 144 Idaho 722, 726, 170 P.3d 387, 391 (2007). Applying these standards, and having reviewed the record in this case, we cannot say that the district court abused its discretion.

Therefore, Barrera's judgment of conviction and sentence are affirmed.